

02-04-02

APR 11/624


 ATTORNEY DOCKET NO.: 053665-5005-02  
 PATENT

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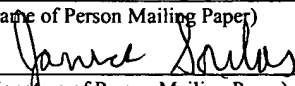
## CERTIFICATE OF MAILING (37 CFR 1.10)

I hereby certify that any and all papers attached hereto and/or referred to as being transmitted herewith are being deposited with the United States Postal Service on January 31, 2002 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EL719298086US addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: January 31, 2002

Janice Soulas

(Name of Person Mailing Paper)

  
 (Signature of Person Mailing Paper)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Louis S. KUCERA *et al.*

Serial No.: 09/412,539

Filed: October 4, 1999

 For: LIPID ANALOGS FOR TREATING  
 VIRAL INFECTIONS

Group Art Unit: 1624

Examiner: B. COLEMAN

 Commissioner of Patents and Trademarks  
 Washington, D.C. 20231

Sir:

AMENDMENT TRANSMITTAL FORM

- Transmitted herewith is a Response to the Office Action dated October 31, 2001.
- Additional papers enclosed:

- ☐ Drawings: ☐ Formal ☐ Informal (Correction)
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, \_\_\_\_\_ references included.
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$ 200.00
<input type="checkbox"/> three months	\$ 920.00	\$ 460.00
<input type="checkbox"/> four months	\$ 1,440.00	\$ 720.00

Extension of time fee due with this request: \$

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

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5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	66	minus	66	0	x \$18 each=	+ \$
Independent Claims (37 C.F.R. §1.16(b))	11	minus	11	0	x \$84 each=	+ \$
[ ] First presentation of Multiple dependent claim(s)					\$280.00	+ \$
SUB-TOTAL =						\$
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$ 0

6. Fee Payment

- ☒ No fee is to be paid at this time.
- ☐ Check in the amount of \$\_\_\_\_\_ for \_\_\_\_\_. The Commissioner is hereby authorized to charge any additional extension of time fee or additional fee for claims due to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS &amp; BOCKIUS LLP

Dated: January 31, 2002By: Kim R. Jessum  
Kim R. Jessum  
Reg. No. 43,694

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